



PATENT
Attorney Docket No. 101.0084-01000
Customer No. 22882
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Gary K. Michelson, M.D.)
Serial No.: 09/921,844)
Filed: August 3, 2001)
For: SPINAL IMPLANT SURFACE)
CONFIGURATION)

Group Art Unit: 3738

Examiner: B. Snow

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JAN 31 2003

Assistant Commissioner for Patents
Washington, D.C. 20231

TECHNOLOGY CENTER R3700

Sir:

REPLY TO RESTRICTION REQUIREMENT

In reply to the restriction requirement dated October 28, 2002, Applicant provisionally elects to prosecute claims 1, 3, 5-15, 17-51, 131, 133, 135-145, and 203-206 drawn to Species 3, Figs. 12-15. In addition, the following amendments and remarks are submitted:

IN THE CLAIMS:

Please amend claims 1, 7-11, 18-20, 32, 50, 131, and 143 (with the changes as shown in the attachment) to read as follows:

- 1. (Amended) An interbody spinal implant for insertion between adjacent vertebral bodies of a human spine, said implant comprising:
- a leading end for introduction of said spinal implant into the spine, an opposite trailing end, and spaced apart sides therebetween;
 - opposite upper and lower surfaces between said leading and trailing ends and said spaced apart sides, said upper surface adapted for placement in